

STATE OF ILLINOIS  
HUMAN RIGHTS COMMISSION  
James R. Thompson Center  
100 W. Randolph Street, Suite 5-300  
Chicago, Illinois 60601

Meeting of Panel D  
September 2, 2009  
11:30 a.m.

MINUTES

Commissioners

Munir Muhammad  
Greg Simoncini (via telephone)  
Diane Viverito

Staff

N. Keith Chambers  
Donyelle Gray  
Bricia Herrera  
Harriet Parker  
Meghan J. Paulas  
Christine Welinski  
Brent Movitz, Coles Fellow

I. Call to Order.

A meeting of Human Rights Commission Panel D was called to order on September 2, 2009 at 11:35 a.m. by Panel Chair Munir Muhammad.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

- 1) A quorum of the public body was present at the meeting without the physical presence of Commissioner Simoncini.
- 2) Prior to the meeting, Commissioner Simoncini gave notice (and good cause as defined by the Illinois Open Meetings Act) to the General Counsel and Secretary of the Public Body, Harriet Parker, that he would be unable to be physically present for the September 2, 2009 meeting, but wished to participate via telephone. Motion made by Commissioner Muhammad, seconded by Commissioner Viverito, to allow Commissioner Simoncini to participate via telephone. Motion carried 2-0.

II. Consideration of Minutes.

The minutes of the meeting of August 12, 2009 were approved as submitted by staff. Motion made by Commissioner Viverito, seconded by Commissioner Simoncini. Motion carried 2-0.

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III. Contested Matter

*Denise Jones v. Northrop Electronic Systems Division*

ALS No. 10407 Charge No. 1991CF3680 EEOC No. 21B912609

The Panel declined review in the above-referenced matter. Motion made by Commissioner Simoncini, seconded by Commissioner Viverito. Motion carried 3-0.

IV. Requests for Review

A. *Pamela Bates v. Board of Education – City of Chicago*

ALS No. 09-0247 Charge No. 2008CA3078

The Panel sustained the dismissal in the above-referenced matter. The Panel determined that the Complainant failed to establish that race discrimination, age discrimination, or retaliation were the motives for her suspensions or negative performance evaluation. Motion made by Commissioner Simoncini, seconded by Commissioner Viverito. Motion carried 3-0.

B. *Alexis Olea Delgado v. Sara Lee Coffee*

ALS No. 09-0251 Charge No. 2008CF3084

The Panel sustained the dismissal in the above-referenced matter. Although the Panel noted that the Complainant may have recourse in another venue, the Complainant failed to establish substantial evidence of a claim under the Illinois Human Rights Act. Motion made by Commissioner Simoncini, seconded by Commissioner Viverito. Motion carried 3-0.

V. Petition for Review

*Joseph Rivas, MD, PC v. Ms. Helga Buol, Mr. Werner Buol, Sr., and Mr. Werner H. Buol, Jr.*

ALS No. 09-0114 Charge No. 2009CH0750

The Panel denied the above-referenced Petition for lack of jurisdiction. Motion made by Commissioner Simoncini, seconded by Commissioner Viverito. Motion carried 3-0.

VI. Petitions for Hearing to Determine Complainant's Damages

A. *Iris Henry v. NPM, Inc.*

ALS No. 09-0453 Charge No. 2008CH2585

B. *Kenisha Rufus v. Pride Cleaners, Inc.*

ALS No. 09-0454 Charge No. 2009CF0141

C. *Christos Perez v. Chicago O'Hare Garden Hotel*

ALS No. 09-0455 Charge No. 2007CF0768

The Panel granted the above-referenced Petitions A, B, and C. Motion made by Commissioner Simoncini, seconded by Commissioner Viverito. Motion carried 3-0.

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VII. Motions to Enforce

- A. *Amber Croxen v. University Park Supermarket*  
ALS No.05-310 Charge No. 2005CF1396
- B. *Christine Croxen v. University Park Supermarket*  
ALS No.05-311 Charge No.2005CF1395

The Panel granted the above-referenced Motions A and B. Motion made by Commissioner Simoncini, seconded by Commissioner Viverito. Motion carried 3-0.

VIII. Motions for Orders to Close Case

- A. *Eric French v. Carter Excavating, Grading and Demolition*  
ALS No. 07-552 Charge No. 2007CN0661
- B. *Johnny Littleton v. Overnite Transportation, Co.*  
ALS No. 10850 Charge No. 1998CF2406

The Panel granted the above-referenced Motions A and B. Motion made by Commissioner Viverito, seconded by Commissioner Muhammad. Motion carried 3-0.

IX. Motion to Correct Misnomer

*Donna Haluska v. Meijer Stores Limited Partnership and Bryan Milholic*  
ALS No. 11760 Charge No. 2001SA0167

The Panel granted the above-referenced Motion. Motion made by Commissioner Viverito, seconded by Commissioner Simoncini. Motion carried 3-0.

X. Adjournment

The meeting was adjourned at 12:37 p.m. Motion made by Commissioner Simoncini, seconded by Commissioner Viverito. Motion carried 3-0.

Respectfully submitted,

Harriet Parker  
General Counsel